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**EXPRESS ABANDONMENT UNDER  
37 CFR 1.138**

Via Facsimile To: 703-305-8568

Send completed form to:  
Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450

Application Number	10/786,984
Filing Date	February 25, 2004
First Named Inventor	Andrew Longacre, Jr.
Art Unit	2876
Examiner Name	Uyen Chau N Le
Attorney Docket Number	703-006.50.27

**Please check only one of boxes 1 or 2 below:**

(If no box is checked, this paper will be treated as a request for express abandonment as of the filing date of this paper.)

**1.  Express Abandonment**

I request that the above-identified application be expressly abandoned as of the filing date of this paper.

**2.  Express Abandonment in Favor of a Continuing Application**

I request that the above-identified application be expressly abandoned as of the filing date accorded the continuing application filed previously or herewith. The present application is being abandoned in favor of a sibling continuation application (Attorney Docket No. 703-006.50.31, filed December 19, 2005 entitled "Reading Apparatus Having Reprogramming Features"). The Attorney Docket No. 703-006.50.31 application has a priority claim similar to the priority claim of the present application except that a priority claim to one specific application is removed. The importing of claims of the present application into the Attorney Docket No. 703-006.50.31 application emphasizes that the Express Abandonment presently being made should not be taken as an abandonment of the subject matter of the claims.

**NOTE:** A paper requesting express abandonment of an application is not effective unless and until an appropriate USPTO official recognizes and acts on the paper. See the Manual of Patent Examining Procedure (MPEP), section 711.01.

**TO AVOID PUBLICATION, PLEASE USE FORM PTO/SB/24A INSTEAD OF THIS FORM.**I am the:  applicant. assignee of record of the entire interest. See 37 CFR 3.71.  
Statement under 37 CFR 3.73(b) is enclosed. (Form PTO/SB/96). attorney or agent of record. Registration Number 37,283 attorney or agent acting under 37 CFR 1.34(a) (may act under 37 CFR 1.34(a) only if box 2 above, stating that the application is expressly abandoned in favor of a continuing application, is checked). Attorney or agent registration number if acting under 37 CFR 1.34(a). \_\_\_\_\_

(Attorney or agent registration number)

George S. Blasiak

Signature

George S. Blasiak  
Typed or printed name

December 20, 2005

Date

315-425-9000

Telephone Number

**NOTE:** Signatures of all the inventors or assignees of record of the entire interest or their representative(s) are required. Submit multiple forms if more than one signature is required. See below.

 Total of 1 forms are submitted.

This collection of information is required by 37 CFR 1.138. The information is required to obtain or retain a benefit by the public which is to file (and by the USPTO to process) an application. Confidentiality is governed by 35 U.S.C. 122 and 37 CFR 1.14. This collection is estimated to take 12 minutes to complete, including gathering, preparing, and submitting the completed application form to the USPTO. Time will vary depending upon the individual case. Any comments on the amount of time you require to complete this form and/or suggestions for reducing this burden, should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, U.S. Department of Commerce, P.O. Box 1450, Alexandria, VA 22313-1450. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450. If you need assistance in completing the form, call 1-800-PTO-9199 and select option 2.

Atty. Docket No. 703-006.50.27

**PTO FAX NO.:** 703-305-8568  
**ATTENTION:** Express Abandonment Division  
**Group Art Unit:** 2876

## OFFICIAL COMMUNICATION

**ATTN.: EXPRESS ABANDONMENT DIVISION**

### CERTIFICATION OF FACSIMILE TRANSMISSION

I hereby certify that the following document(s) in re Application of Andrew Longacre, Jr., et al., Application No. 10/786,984, filed February 25, 2004 for Autodiscriminating Bar Code Reading Apparatus Having Solid State Image Sensor is being facsimile transmitted to the U. S. Patent and Trademark Office on the date shown below.

Document(s) Attached

1. PTO/SB/21 Transmittal Form (1 Pg.)
2. PTO/SB/17 Fee Transmittal Form (1 Pg.)
3. PTO/SB/22 Petition For Extension of Time Under 37 CFR 1.136(a) (1 Pg.)
4. PTO/SB/24 Express Abandonment Under 37 CFR 1.138 (1 Pg.)

Number of pages being transmitted, including this page: 5

Dated: December 20, 2005

  
Barbara A. Saltsman

*PLEASE CONFIRM RECEIPT OF THIS PAPER BY  
RETURN FACSIMILE AT (315) 425-9114*

WALL MARJAMA & BILINSKI LLP  
Customer No. 20874  
101 South Salina Street, 4<sup>th</sup> Floor  
Syracuse, New York 13202  
Telephone: 315 425-9000  
Fax: 315 425-9114

# TRANSMITTAL FORM

*(to be used for all correspondence after initial filing)*

Total Number of Pages in This Submission

Application Number	10/786,984
Filing Date	February 25, 2004
First Named Inventor	Andrew Longacre, Jr.
Group Art Unit	2876
Examiner Name	Uyen Chau N Le
Total Number of Pages in This Submission	5
Attorney Docket Number	703-006,50,27

**ENCLOSURES (check all that apply)**

<input checked="" type="checkbox"/> Fee Transmittal Form <input type="checkbox"/> Fee Attached <input type="checkbox"/> Amendment / Reply <input type="checkbox"/> After Final <input type="checkbox"/> Affidavits/declaration(s) <input checked="" type="checkbox"/> Extension of Time Request <input checked="" type="checkbox"/> Express Abandonment Request <input type="checkbox"/> Information Disclosure Statement <input type="checkbox"/> Certified Copy of Priority Document(s) <input type="checkbox"/> Response to Missing Parts/ Incomplete Application <input type="checkbox"/> Response to Missing Parts under 37 CFR 1.52 or 1.53	<input type="checkbox"/> Drawing(s) <input type="checkbox"/> Licensing-related Papers <input type="checkbox"/> Petition <input type="checkbox"/> Petition to Convert to a Provisional Application <input type="checkbox"/> Power of Attorney, Revocation Change of Correspondence Address <input type="checkbox"/> Terminal Disclaimer <input type="checkbox"/> Request for Refund <input type="checkbox"/> CD, Number of CD(s)	<input type="checkbox"/> After Allowance Communication to Group <input type="checkbox"/> Appeal Communication to Board of Appeals and Interferences <input type="checkbox"/> Appeal Communication to Group (Appeal Notice, Brief, Reply Brief) <input type="checkbox"/> Proprietary Information <input type="checkbox"/> Status Letter <input checked="" type="checkbox"/> Other Enclosure(s) (please identify below): Facsimile Cover Sheet (1 pg.)
Remarks		The Commissioner is authorized to charge any additional fees to Deposit Account No. 50-0289.

**Via Facsimile: 703-305-8568**

**SIGNATURE OF APPLICANT, ATTORNEY, OR AGENT**

Firm and Individual name	Wall Marjama & Bilinski LLP George S. Blasiak	Reg. No. 37,283
Signature		
Date	December 20, 2005	

**CERTIFICATE OF MAILING**

I hereby certify that this correspondence is being sent via facsimile to 703-305-8568 addressed to: Mail Stop Express Abandonment, Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450 on this date: December 20, 2005

Typed or printed name	Barbara A. Saltsman		
Signature			Date
			December 20, 2005

This collection of information is required by 37 CFR 1.5. The information is required to obtain or retain a benefit by the public which is to file (and by the USPTO to process) an application. Confidentiality is governed by 35 U.S.C. 122 and 37 CFR 1.14. This collection is estimated to take 12 minutes to complete, including gathering, preparing, and submitting the completed application form to the USPTO. Time will vary depending upon the individual case. Any comments on the amount of time you require to complete this form and/or suggestions for reducing this burden, should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, U.S. Department of Commerce, P.O. Box 1450, Alexandria, VA 22313-1450. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.

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<b>PETITION FOR EXTENSION OF TIME UNDER 37 CFR 1.136(a)</b>		Docket Number (Optional) 703-008.50.27
Via Facsimile - 703-305-8568	In re Application of: Andrew Longacre, Jr., et al.	
	Application No. 10/786,984	Filed: February 25, 2004
	For: Autodiscriminating Bar Code Reading Apparatus Having Solid State Image Sensor	
	Art. Unit 2876	Examiner: Uyen Chau N Le

This is a request under the provisions of 37 CFR 1.136(a) to extend the period for filing a reply in the above identified application.

The requested extension and appropriate non-small-entity fee are as follows (check time period desired):

- |   |           |
|---|-----------|
| <input type="checkbox"/> One month (37 CFR 1.17(a)(1))            | \$ _____  |
| <input checked="" type="checkbox"/> Two month (37 CFR 1.17(a)(2)) | \$ 450.00 |
| <input type="checkbox"/> Three month (37 CFR 1.17(a)(3))          | \$ _____  |
| <input type="checkbox"/> Four month (37 CFR 1.17(a)(4))           | \$ _____  |
| <input type="checkbox"/> Five month (37 CFR 1.17(a)(5))           | \$ _____  |

Applicant claims small entity status. See 37 CFR 1.27. Therefore, the fee amount shown above is reduced by one-half, and the resulting fee is: \$ .

- A check in the amount of the fee is enclosed.  
 Payment by credit card. Form PTO-2038 is attached.  
 The Director has already been authorized to charge fees in this application to a Deposit Account.  
 The Director is hereby authorized to charge any fees which may be required, or credit any overpayment, to Deposit Account Number 50-0289.  
 I have enclosed a duplicate copy of this sheet.

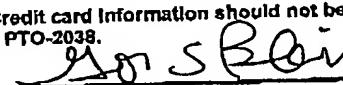
- I am the  applicant/inventor.  
 assignee of record of the entire interest. See 37 CFR 3.71.  
Statement under 37 CFR 3.73(b) is enclosed (Form PTO/SB/96).  
 attorney or agent of record. Registration Number 37,283  
 attorney or agent under 37 CFR 1.34(a).  
Registration number if acting under 37 CFR 1.34(a) \_\_\_\_\_

**WARNING: Information on this form may become public. Credit card information should not be included on this form. Provide credit card information and authorization on PTO-2038.**

December 20, 2005

Date  
315-425-9000

Telephone Number

  
Signature

George S. Blasiek

Typed or printed name

NOTE: Signatures of all the inventors or assignees of record of the entire interest or their representative(s) are required. Submit multiple forms if more than one signature is required, see below.

Total of 1 forms are submitted.

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